

WEDNESDAY, APRIL 5, 1989

TWENTY-NINTH LEGISLATIVE DAY

The House met at 2:00 p.m. and was called to order by Mr. Speaker Murray.

The proceedings were opened with prayer by Dr. Tom Holland, Crieve Hall Church of Christ, Nashville, Tennessee.

Representative I. V. Hillis led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present 97

Representatives present were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under Rule No. 20:

The Speaker announced that Representative Napier was excused because of attendance at the National Association of Conservation Districts board of directors annual meeting in Washington, D. C.

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REPORT OF CHIEF ENGROSSING CLERK

April 4, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bill(s) No(s). 967; and House Joint Resolution(s) No(s). 169, 172, 174, 175, 176, 178 and 181; for his action.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

ENROLLED BILLS

April 4, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill(s) No(s). 387, 390, 458, 635, 691, 987, 1459, 1460, 1461 and 1462; House Joint Resolution(s) No(s). 183, 186, 188, 189, 193, 203 and 204; and House Resolution(s) No(s). 16; and find same correctly enrolled and ready for the signature(s) of the Speaker(s).

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

SIGNED

April 4, 1989

The Speaker announced that he had signed the following: Senate Bill(s) No(s). 595; and Senate Joint Resolution(s) No(s). 150 and 153.

SIGNED

April 4, 1989

The Speaker announced that he had signed the following: House Bill(s) No(s). 387, 390, 458, 635, 691, 987, 1459, 1460, 1461 and 1462; House Joint Resolution(s) No(s). 183, 186, 188, 189, 193, 203 and 204; and House Resolution(s) No(s). 16.

MESSAGE FROM THE GOVERNOR

April 4, 1989

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bill(s) No(s). 629 and 631, with his approval.

DAVID H. WELLES,
Counsel to the Governor.

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RULES SUSPENDED

Rep. Bragg moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 227 out of order, which motion prevailed.

House Joint Resolution No. 0227 -- Memorials, Government Officials -- Appoints Joe M. Rodgers Ambassador for Economic Development for Tennessee to the countries of Europe; designates Tennessee European Economic Alliance, Inc. the official representative of Tennessee for economic and industrial development in Europe. by *Bragg.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Bragg, with the request that all members voting aye be added as sponsors, the resolution was adopted by the following vote:

Ayes.	94
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 94.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Kernell moved that the rules be suspended for the purpose of introducing Senate Joint Resolution No. 180 out of order, which motion prevailed.

Senate Joint Resolution No. 0180 -- Memorials, Personal Occasion -- Honors Bert Dillihay on 75th birthday.

On motion, the rules were suspended for the immediate consideration of the resolution.

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On motion of Rep. Kent, the resolution was concurred in.

A motion to reconsider was tabled.

REGULAR CALENDAR

House Bill No. 0705 -- County Officers -- Includes sheriff in definition of police officer for purposes of qualifications and eligibility for pay supplement in certain circumstances. Amends TCA, Title 38, Ch. 8.

Previously considered on March 16 and 22, 1989, at which time it was reset to the Calendar for April 5, 1989.

Rep. Kernell moved that House Bill No. 705 be reset to the Calendar for Wednesday, April 19, 1989, which motion prevailed.

***House Bill No. 1054** -- Election Laws -- Revises certain election laws. Amends TCA, Title 2.

Rep. West moved that House Bill No. 1054 be reset to the Calendar for Wednesday, April 12, 1989, which motion prevailed.

***House Bill No. 0156** -- Psychologists -- Allows doctoral-level psychologists to make emergency commitments of people into psychiatric facilities. Amends TCA 33-6-103.

On motion, House Bill No. 156 was made to conform with Senate Bill No. 462.

On motion, **Senate Bill No. 462**, on same subject, was substituted for House Bill No. 156.

Rep. West moved that Senate Bill No. 462 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	94
Noes.	0
Present and not voting.	1

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson

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(Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 94.

Representatives present and not voting were: Dixon -- 1.

A motion to reconsider was tabled.

***House Bill No. 1163** -- Employees, Employers -- Increases fine for employers who willfully violate wage regulations. Amends TCA 50-2-103.

Rep. West moved that House Bill No. 1163 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	95
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

A motion to reconsider was tabled.

House Bill No. 1411 -- Election Laws -- Authorizes certain national political committees to make contributions to state political committees. Amends TCA 2-19-132, 133.

Rep. Naifeh moved that House Bill No. 1411 be reset to the Calendar for Wednesday, April 19, 1989, which motion prevailed.

House Bill No. 0475 -- Banks and Financial Institutions -- Revises certain provisions relative to banking, banks and financial institutions. Amends TCA, Titles 45, 47.

Rep. Naifeh moved that House Bill No. 475 be passed on third and final consideration.

Rep. Rhinehart moved to amend as follows:

Amendment No. 1

Amend House Bill No. 475 by deleting Sections 1 through 3 of the bill and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 47, is amended by adding as a new chapter Sections 2 through 5 of this act.

SECTION 2. For purposes of this chapter, unless the context clearly requires otherwise, the following terms shall have the following meanings:

(1) "Cardholder" means a natural person residing in Tennessee who has agreed with a card issuer to pay debts arising from card transactions, whether the card used in such transactions has been issued to the cardholder or to another person.

(2) "Card issuer" or "issuer" means a person doing business in Tennessee that issues a credit card or that person's agent or assignee with respect to the card.

(3) "Credit card" or "card" means any card, plate, coupon book or other single credit device that is issued primarily for consumer credit purposes and that may be used from time to time to obtain credit, including but not limited to a card that may be used to effect transactions governed by Tennessee Code Annotated, Title 47, Chapter 11.

(4) "Account" means the account between a card issuer and one (1) or more cardholders reflecting the outstanding balance of card transactions.

(5) "Card user" means any person authorized by the card issuer and all cardholders on an account to use a card pertaining to the account, but who is not obligated on the account of the issuer.

(6) "Multiple-party account" means any account under which two (2) or more cardholders, or one (1) or more cardholders and one (1) or more card users, may effect card transactions.

(7) "Account agreement" means the contract between the card issuer and the cardholder(s) governing

the parties' respective rights and obligations respecting the account and transactions effected thereunder.

(8) "Card transaction" or "transactions" means a cash advance, purchase, or other extension of credit effected or obtained by means of a credit card or account number.

SECTION 3. A cardholder may terminate a multiple-party account to which he is a party by:

(1) Delivery to the issuer of written notice of termination which shall include:

(A) the account number; and,

(B) the name(s) and current address(es) of all cardholders and card users on the account; and,

(C) the cardholder's certification that he has sent or delivered a copy of the notice to each cardholder and card user;

(2) Sending or delivering a copy of the notice to each other cardholder and to each card user;

(3) Unless the issuer otherwise agrees, payment in full of the current balance of the account reflected on the most recent billing statement for the account sent by the issuer or, if less the actual balance then outstanding; and

(4) Surrender to the issuer of all cards in the cardholder's possession or control.

(b) The terminating cardholder's failure to comply with subsection (a) shall not subject the card issuer to any liability as a result of any action or nonaction in reliance on the notice of termination.

(c) If the cardholder's account is not a multiple-party account, the cardholder may terminate it by delivery of written notice of termination, which need merely state the account number and his intention to terminate, and surrender of all cards in the cardholder's possession or control.

SECTION 4. A cardholder's notice of termination is delivered to the issuer when received at the address designated in the card issuer's most recent billing statement for receipt of notices of billing errors, or, if

no such address is designated, at the address designated therein for receipt of payments on the account.

SECTION 5. Termination by a cardholder of an account is effective on the second business day (as to the card issuer) following delivery to the issuer of the notice of termination or on such later date as is specified in the notice. From and after termination, no cardholder or card user may initiate transactions under the account, and each cardholder, other than the terminating cardholder, and each card user shall surrender all cards in his possession or control to the issuer immediately upon receiving a copy of the notice of termination.

(b) Termination of an account relieves the issuer of any obligation to extend credit in a card transaction under the account regardless of when the transaction is initiated and, except as provided in subsection (c), relieves each cardholder of any further liability respecting the account.

(c) Notwithstanding termination, each cardholder is liable for:

(1) all transactions initiated by any cardholder or user prior to the effective date of termination;

(2) all transactions initiated at any time by or with the authorization of the cardholder against whom the issuer asserts liability; and

(3) all transactions initiated by any card user at any time.

(d) The account agreement shall remain applicable to any transaction initiated on or after the termination date for which a cardholder is liable, except that the outstanding balance of all such transactions shall, unless the issuer elects otherwise, be due and payable in full.

SECTION 6. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 7. This act shall take effect on July 1, 1989, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Naifeh moved that House Bill No. 475, as amended, be passed on third and final consideration, which motion

prevailed by the following vote:

Ayes.	98
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

House Bill No. 1040 -- General Assembly -- Creates special joint oversight committee on medicaid program. Amends TCA, Title 3, Ch. 15.

Rep. Starnes moved that House Bill No. 1040 be reset to the Calendar for Wednesday, April 19, 1989, which motion prevailed.

House Bill No. 0932 -- Education, Higher -- Enacts "Baccalaureate Education Savings for Tennessee Act". Amends TCA 9-9-206, 49-3-1203; Title 49, Ch. 7, Pt. 8.

Rep. Byrd moved that House Bill No. 932 be passed on third and final consideration.

Rep. Davidson moved to amend as follows:

Amendment No. 1

Amend House Bill No. 932 by inserting the following language between the third and fourth sentences of Section 6 to read as follows:

In the event college savings bonds shall be sold at a negotiated sale, such bonds shall be sold with yields no higher than the estimated yield that could be obtained at a competitive sale on the date such yields are established. The issuing agency shall document how the negotiated sales

prices have been established and such documentation shall become a permanent record of the agency.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Byrd moved that House Bill No. 932, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	94
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Kent, Kernell, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 94.

A motion to reconsider was tabled.

House Bill No. 1029 -- Education -- Makes possession of electronic pager at school without permission of principal prima facie evidence. Amends TCA, Title 49, Ch. 6.

On motion, House Bill No. 1029 was made to conform with Senate Bill No. 298.

On motion, **Senate Bill No. 298**, on same subject, was substituted for House Bill No. 1029.

Rep. Cain moved that Senate Bill No. 298 be passed on third and final consideration.

Rep. Cain moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 298 by deleting Section 1 in its entirety, and by substituting instead the following language:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 6, Part 42, is amended by adding the following language as a

new, appropriately designated section:

SECTION ____ . Possession of an electronic pager by a student on school property, without the permission of the school principal or his designated representative shall be prima facie evidence of its intended use in violation of this part.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Cain moved that Senate Bill No. 298, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	96
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifah, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

House Bill No. 0737 -- Insurance Companies, Agents, Brokers -- Revises fee to be paid on liquidation of certain insurance companies. Amends TCA 56-9-123.

On motion, House Bill No. 737 was made to conform with Senate Bill No. 567.

On motion, Senate Bill No. 567, on same subject, was substituted for House Bill No. 737.

Rep. Purcell moved that Senate Bill No. 567 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	96
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Roane), Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

House Bill No. 1018 -- Physicians and Surgeons -- Creates lien for cost of physician services under certain circumstances. Amends TCA, Title 29.

Rep. Purcell moved that House Bill No. 1018 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	95
Noes.	2

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

Representatives voting no were: Copeland, Winningham -- 2.

A motion to reconsider was tabled.

House Bill No. 1050 -- Public Employees -- Authorizes payroll deductions for payment of certain benefit premiums. Amends TCA 8-23-204.

Rep. Henry (Roane) moved that House Bill No. 1050 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	97
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

House Bill No. 0474 -- Liens -- Imposes lien on property for costs of removing vegetation and debris by municipality. Amends TCA 6-54-113.

On motion, House Bill No. 474 was made to conform with Senate Bill No. 493.

On motion, **Senate Bill No. 493**, on same subject, was substituted for House Bill No. 474.

Rep. Love moved that Senate Bill No. 493 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	94
Noes.	2

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moore (Lawrence), Moore (Shelby), Naifeh, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart,

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Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 94.

Representatives voting no were: Givens, Niceley -- 2.

A motion to reconsider was tabled.

House Bill No. 0473 -- Municipal Government -- Removes exemption of owner occupied residences from municipal authority to remove vegetation and debris. Amends Chapter 564, Public Acts of 1988. Amends TCA 6-54-113.

On motion of Rep. Love, **House Bill No. 473** was withdrawn from the House.

***House Bill No. 0970 -- Historical Sites -- Requires approval by local government of demolition of certain structures of historical significance.**

Rep. Bittle moved that **House Bill No. 970** be passed on third and final consideration.

Rep. Miller moved to amend as follows:

Amendment No. 1

Amend **House Bill No. 970** by deleting the period at the end of Section 2. and adding the following language:

and shall be inapplicable to such residential structures within the right-of-way of projects administered by the Department of Transportation whenever a determination has been made that such structures are of historical significance and plans for their disposition or preservation have been coordinated with and concurred in by the State Historic Preservation Officer of the Tennessee Historical Commission.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Bittle moved that **House Bill No. 970**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

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Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

House Bill No. 0761 -- Highway Patrol -- Fixes cost of traffic accident report.

Rep. Rhinehart moved that House Bill No. 761 be reset to the Calendar for Wednesday, April 12, 1989, which motion prevailed.

House Bill No. 0762 -- Motor Vehicles -- Fixes cost of purchasing motor vehicle report from department of safety.

Further consideration of House Bill No. 762, previously considered on March 30, 1989, at which time it was reset to the Calendar for April 5, 1989.

Rep. Rhinehart moved that House Bill No. 762 be passed on third and final consideration.

Rep. Clark moved to amend as follows:

Amendment No. 1

Amend House Bill 762 by deleting the words and figures "seven dollars (\$7)" from the original Section 1 and by substituting instead the words and figures "six dollars (\$6.00)".

On motion, Amendment No. 1 was adopted.

Rep. Rhinehart moved that House Bill No. 762 be reset to the Calendar for Wednesday, April 19, 1989, which motion prevailed.

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House Bill No. 1282 -- Budget Procedures -- Revises County Budget Law of 1990. Amends TCA, Title 5, Ch. 22, 49-2-101; Title 67. Repeals TCA 67-5-2401.

Further consideration of House Bill No. 1282, previously considered on March 30, 1989, at which time it was reset to the Calendar for April 5, 1989.

Rep. Rhinehart moved that House Bill No. 1282 be passed on third and final consideration.

Rep. Crain moved to amend as follows:

Amendment No. 1

Amend House Bill No. 1282 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section _____. In counties having a population, according to the 1980 federal census or any subsequent federal census of:

not less than

25,300

24,500

32,700

nor more than

25,350

24,560

32,760

the provisions of this act shall be applicable upon adoption by the county legislative body of an appropriate resolution.

On motion, Amendment No. 1 was adopted.

Rep. Rhinehart moved to amend as follows:

Amendment No. 2

Amend House Bill No. 1282 by deleting all language following the enacting clause and by substituting instead the following:

Section 1. Tennessee Code Annotated, Title 5, Chapter 22, is amended by deleting Part 1 in its entirety.

Section 2. Tennessee Code Annotated, Section 49-2-101, is amended by deleting subdivision (2) in its entirety and by substituting instead the following:

(2) To consider, on the recommendation of the county board of education, school budgets for the county elementary and county high schools, and to provide necessary funds to enable said county board to meet all obligations under the adopted budgets;

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Section 3. Tennessee Code Annotated, Section 67-5-1512, is amended by deleting the language added by Section 19 of Chapter 795 of the Public Acts of 1988, and Section 19 of Chapter 795 of the Public Acts of 1988 is amended by deleting such section in its entirety.

Section 4. Tennessee Code Annotated, Section 67-1-801, is amended by deleting the language added by Sections 17 and 18 of Chapter 795 of the Public Acts of 1988, and Sections 17 and 18 of Chapter 795 of the Public Acts of 1988 are amended by deleting such sections in their entirety.

Section 5. Tennessee Code Annotated, Section 67-1-702, is amended by deleting subsection (b) in its entirety.

Section 6. Tennessee Code Annotated, Section 67-5-1804, is amended by deleting subsection (b) in its entirety.

Section 7. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 2 was adopted.

Rep. Buck moved to amend as follows:

Amendment No. 3

Amend House Bill No. 1282 by deleting Section 1 in its entirety and by substituting instead the following:

Section 1. Tennessee Code Annotated, Section 5-22-102, is amended by deleting subsection (a) in its entirety and substituting instead the following:

(a) The County Budget Law of 1990 and the amendments to Tennessee Code Annotated, Sections 49-2-101(2) and 67-5-1512, added by Chapter 795 of the Public Acts of 1988, shall be applicable only to those counties in which the county legislative body adopts, by a two-thirds (2/3) vote, a resolution so providing. Those counties specifically excluded from such law by the provisions of Tennessee Code Annotated, Section 5-22-116, shall remain excluded.

Rep. Rhinehart moved that House Bill No. 1282 be reset to the Calendar for Wednesday, April 12, 1989, which motion prevailed.

House Bill No. 0525 -- Education -- Clarifies funding allocation for special education services. Amends TCA 49-3-306.

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Further consideration of House Bill No. 525, previously considered on March 3, 1989, at which time it was reset to the Calendar April 5, 1989.

On motion, House Bill No. 525 was made to conform with Senate Bill No. 808.

On motion, **Senate Bill No. 808**, on same subject, was substituted for House Bill No. 525.

Rep. Odom moved that Senate Bill No. 808 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	3

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 93.

Representatives voting no were: Haun, Niceley, Scruggs -- 3.

A motion to reconsider was tabled.

***House Bill No. 0409 -- Probate Law --** Requires executors to provide personal notice to creditors of deceased. Amends TCA, Title 30, Ch. 2.

Further consideration of House Bill No. 409, previously considered on April 3, 1989, at which time it was reset to the Calendar for April 5, 1989.

Rep. C. Turner (Shelby) moved that House Bill No. 409 be reset to the Calendar for Wednesday, April 26, 1989, which motion prevailed.

House Bill No. 1095 -- Municipal Government -- Changes procedure for electing aldermen and mayors; directs all terms to be for specific period of time. Amends TCA 6-1-401, 403.

Further consideration of House Bill No. 1095, previously considered on April 3, 1989, at which time it was reset to the Calendar for April 5, 1989.

On motion, House Bill No. 1095 was made to conform with Senate Bill No. 241.

On motion, **Senate Bill No. 241**, on same subject, was substituted for House Bill No. 1095.

Rep. Ellis moved that Senate Bill No. 241 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	93
Noes.	0
Present and not voting.	3

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Roane), Herron, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moore (Lawrence), Moore (Shelby), Naifeh, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Whitson, Williams, Winingham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 93.

Representatives present and not voting were: Henry (Putnam), Hobbs, Moody -- 3.

A motion to reconsider was tabled.

House Bill No. 1126 -- Energy -- Increases cap on purchase orders by the superintendent without supervisory body approval. Amends TCA 7-52-117.

Further consideration of House Bill No. 1126, previously considered on April 3, 1989, at which time it was reset to the Calendar for April 5, 1989.

Rep. Miller moved that House Bill No. 1126 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	92
Noes.	3

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Roane), Herron, Hillis, Hobbs, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 92.

Representatives voting no were: Hawkins, Holcomb, Stamps -- 3.

A motion to reconsider was tabled.

House Bill No. 0071 -- Garnishments and Executions -- Permits expedited hearing on motion to pay judgment in installments under certain circumstances. Amends TCA 26-2-216.

Further consideration of House Bill No. 71, previously considered on April 3, 1989, at which time it was reset to the Calendar for April 5, 1989.

On motion, House Bill No. 71 was made to conform with Senate Bill No. 13.

On motion, Senate Bill No. 13, on same subject, was substituted for House Bill No. 71.

Rep. C. Turner (Shelby) moved that Senate Bill No. 13 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	98
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Niceley, Nuber, Odom, Peroulas,

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Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

House Bill No. 1019 -- Civil Procedure -- Eliminates provisions for correcting judgments, decrees, or mistakes incurred. Amends TCA 20-11-106, 107.

Further consideration of House Bill No. 1019, previously considered on April 3, 1989, at which time it was reset to the Calendar for April 5, 1989.

On motion, House Bill No. 1019 was made to conform with Senate Bill No. 1241.

On motion, **Senate Bill No. 1241**, on same subject, was substituted for House Bill No. 1019.

Rep. Purcell moved that Senate Bill No. 1241 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	98
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

CONSENT CALENDAR

Senate Joint Resolution No. 0036 -- Memorials, Public Service
-- Honors Amon Carter Evans for contributions to the state.

Senate Joint Resolution No. 0155 -- Memorials, Public Service
-- Honors Lisa Smith Brown on her outstanding artistic contributions to Tennessee.

Senate Joint Resolution No. 0156 -- Memorials, Recognition and Thanks -- Honors Mary Alice Jones.

Senate Joint Resolution No. 0157 -- Memorials, Recognition and Thanks -- Honors Sandra Richardson Greene.

Senate Joint Resolution No. 0158 -- Memorials, Recognition and Thanks -- Honors Estella Becton Morgan.

Senate Joint Resolution No. 0159 -- Memorials, Recognition and Thanks -- Honors Carolyn P. Boling, first lady of the University of Tennessee for 18 years.

Senate Joint Resolution No. 0160 -- Memorials, Public Service
-- Honors Dr. Edward J. Boling on 18 years of service as President of University of Tennessee.

Senate Joint Resolution No. 0161 -- Memorials, Recognition and Thanks -- Honors Georgia Lynom Hobbs.

Senate Joint Resolution No. 0162 -- Memorials, Recognition and Thanks -- Honors Carolyn Joy Simpson.

Senate Joint Resolution No. 0163 -- Memorials, Recognition and Thanks -- Honors Pamela Ann Markham Stokes.

Senate Joint Resolution No. 0165 -- Memorials, Recognition and Thanks -- Honors Derek Wesley Hunter.

Senate Joint Resolution No. 0166 -- Memorials, Recognition and Thanks -- Honors Vivian Carter Dillihunt.

Senate Joint Resolution No. 0167 -- Memorials, Recognition and Thanks -- Honors Carol Sanders Matthews.

Senate Joint Resolution No. 0168 -- Memorials, Recognition and Thanks -- Honors Sadie M. Wiley.

Senate Joint Resolution No. 0169 -- Memorials, Recognition and Thanks -- Honors Marvell R. Mitchell.

Senate Joint Resolution No. 0172 -- Memorials, Sports -- Honors Coach Robert A. Harris, Jr. and Cannon County High School girls' basketball team on winning TSSAA Class AA title.

Rep. Kisber moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, and that all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes.	98
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. R. Jones moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 232 out of order, which motion prevailed.

House Joint Resolution No. 0232 -- Memorials, Recognition and Thanks -- Honors Mark L. Stansberry. by *DeBerry, *Dixon, *Jones U, *King, *Jones R.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. R. Jones, with the request that all members voting aye be added as sponsors, the resolution was adopted by the following vote:

Ayes.	96
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Clark,

Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moore (Lawrence), Moore (Shelby), Naifeh, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. R. Jones moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 231 out of order, which motion prevailed.

House Joint Resolution No. 0231 -- Naming and Designating -- Designates April 10-14 as SIFE Week at LeMoyne Owen College. by *Jones R, *Turner L.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. R. Jones, the resolution was adopted.

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE AMENDMENTS

*House Bill No. 0638 -- Financial Institutions, Dept. of -- Enacts "Tennessee BIDCO Act". Amends TCA 45-2-607.

Senate Amendment No. 1

Amend House Bill No. 638 by inserting the following language as a new, appropriately designated section immediately preceding Section 26 and by appropriately redesignating subsequent sections:

SECTION ____.

(a) The commissioner shall publish annually and provide to the governor and to each member of the general assembly a report which summarizes the department's accomplishments under the provisions of this act in promoting economic

development in this state. At the minimum, the information shall include aggregate statistics on each of the following:

(1) The number and dollar amount of provisions of financing assistance made by licensees to business firms.

(2) The number and dollar amount of provisions of financing assistance made by licensees to business firms classified in broad categories of industry such as divisions of the standard industrial classification manual.

(3) The number and dollar amount of provisions of financing assistance made by licensees to minority owned business firms and to female owned business firms.

(4) Estimates of the number of jobs created or retained.

Rep. Rhinehart moved that the House concur in Senate Amendment(s) No(s). 1, which motion prevailed by the following vote:

Ayes.	94
Noes.	1
Present and not voting.	1

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 94.

Representatives voting no were: Chiles -- 1.

Representatives present and not voting were: Callicott -- 1.

A motion to reconsider was tabled.

House Bill No. 1192 -- AIDS -- Requires certain AIDS prevention educational materials place primary emphasis on abstinence from

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premarital intimacy and on avoidance of drug abuse. Amends TCA, Title 49, Ch. 1, Pt. 1.

Senate Amendment No. 1

Amend House Bill No. 1192 by adding at the end of the amendatory language in Section 1 a new sentence as follows:

Adoption of any program of AIDS education shall be permissive and shall not be required in any local education agency until adopted by the local board of education.

Rep. West moved that the House nonconcur in Senate Amendment(s) No(s). 1, which motion prevailed.

SENATE BILL RETURNED

Senate Bill No. 1191 -- Motor Vehicles -- Allows for suspension of driver's license under certain circumstances; extends period for return of funds received for violations. Amends TCA 55-7-206, 55-10-502, 55-50-604.

There being no objection, Rep. Robinson (Davidson) asked that the Clerk be directed to return Senate Bill No. 1191 to the Senate as requested.

UNFINISHED BUSINESS

BILLS WITHDRAWN

On motion of Rep. King, House Bill No. 182 was recalled from the Judiciary Committee.

On motion of Rep. King, House Bill No. 182 was withdrawn from the House.

RULES SUSPENDED

Rep. King moved to suspend Rule No. 78, so that House Bill No. 1471, having been filed after the tenth legislative day, could be heard in Judiciary Committee, which motion failed.

HOUSE BILL REFERRED

Rep. Ellis moved that House Bill No. 977 be recalled from the Calendar and Rules Committee and referred to the Finance, Ways and Means Committee, which motion prevailed.

RULES SUSPENDED

Rep. Henry (Roane) moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 211 out of order, which motion prevailed.

House Joint Resolution No. 0211 -- Memorials, Sports -- Honors Coach Ron Hackworth and Oliver Springs High School basketball team, TSSAA Class A runner-up. by *Henry Jim, *Coffey.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Henry (Roane), the resolution was adopted.

A motion to reconsider was tabled.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 126: Rep(s). Holcomb added as prime sponsor(s).

House Bill No. 420: Rep(s). Hillis added as prime sponsor(s).

House Bill No. 474: Rep(s). Kernell added as prime sponsor(s).

House Bill No. 537: Rep(s). Dwight Henry added as prime sponsor(s).

House Bill No. 742: Rep(s). Buck added as prime sponsor(s).

House Bill No. 923: Rep(s). Coffey and Peroulas, added as prime sponsor(s).

House Bill No. 932: Rep(s). Nuber added as prime sponsor(s).

House Bill No. 1107: Rep(s). Dwight Henry added as prime sponsor(s).

House Bill No. 1151: Rep(s). Scruggs added as prime sponsor(s).

House Bill No. 1343: Rep(s). Ridgeway added as prime sponsor(s).

House Bill No. 1371: Rep(s). Clark added as prime sponsor(s).

House Bill No. 1381: Rep(s). Givens added as prime sponsor(s).

House Bill No. 1434: Rep(s). Hubbard and Yelton added as prime sponsor(s).

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INTRODUCTION OF RESOLUTIONS

House Joint Resolution No. 0209 -- Memorials, Public Service -- Honors William Winfield (Billy) Bingham Sr., Bedford County Judge. by *Phillips.

The Speaker referred House Joint Resolution No. 209 to the Calendar and Rules Committee.

House Joint Resolution No. 0212 -- Memorials, Personal Achievement -- Congratulates Lynette Walton on contribution to Youth Art Month All-State Exhibit. by *Moore U A.

The Speaker referred House Joint Resolution No. 212 to the Calendar and Rules Committee.

House Joint Resolution No. 0213 -- Memorials, Personal Achievement -- Congratulates James Patrick Walker on contribution to Youth Art Month All-State Exhibit. by *Moore U A.

The Speaker referred House Joint Resolution No. 213 to the Calendar and Rules Committee.

House Joint Resolution No. 0214 -- Memorials, Personal Achievement -- Congratulates Nic Arras on contribution to Youth Art Month All-State Exhibit. by *Moore U A.

The Speaker referred House Joint Resolution No. 215 to the Calendar and Rules Committee.

House Joint Resolution No. 0215 -- Memorials, Personal Achievement -- Congratulates Joshua Collier on contribution to Youth Art Month All-State Exhibit. by *Moore U A.

The Speaker referred House Joint Resolution No. 215 to the Calendar and Rules Committee.

House Joint Resolution No. 0216 -- Memorials, Personal Achievement -- Congratulates Tabatha Crider on contribution to Youth Art Month All-State Exhibit. by *Moore U A.

The Speaker referred House Joint Resolution No. 216 to the Calendar and Rules Committee.

House Joint Resolution No. 0217 -- Memorials, Personal Achievement -- Congratulates Jason Shelton on contribution to Youth Art Month All-State Exhibit. by *Moore U A.

The Speaker referred House Joint Resolution No. 217 to the Calendar and Rules Committee.

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House Joint Resolution No. 0218 -- Memorials, Personal Achievement -- Congratulates Tena Lumley on contribution to Youth Art Month All-State Exhibit. by *Moore U A.

The Speaker referred House Joint Resolution No. 218 to the Calendar and Rules Committee.

House Joint Resolution No. 0219 -- Memorials, Personal Achievement -- Congratulates Jimmy Davis on contribution to Youth Art Month All-State Exhibit. by *Moore U A.

The Speaker referred House Joint Resolution No. 219 to the Calendar and Rules Committee.

House Joint Resolution No. 0220 -- Memorials, Personal Achievement -- Congratulates Ronnie Rogers on contribution to Youth Art Month All State Exhibit. by *Moore U A.

The Speaker referred House Joint Resolution No. 220 to the Calendar and Rules Committee.

House Joint Resolution No. 0221 -- Memorials, Personal Achievement -- Congratulates Arlene Blazo on contribution to Youth Art Month All-State Exhibit. by *Moore U A.

The Speaker referred House Joint Resolution No. 221 to the Calendar and Rules Committee.

House Joint Resolution No. 0222 -- Memorials, Personal Achievement -- Congratulates Tommy Mathis on contribution to Youth Art Month All-State Exhibit. by *Moore U A.

The Speaker referred House Joint Resolution No. 222 to the Calendar and Rules Committee.

House Joint Resolution No. 0223 -- Memorials, Personal Achievement -- Congratulates William Patrick Bracy on Eagle Scout award. by *Bragg.

The Speaker referred House Joint Resolution No. 223 to the Calendar and Rules Committee.

House Joint Resolution No. 0224 -- Memorials, Congress -- Urges protection and strengthening of states' rights in the union, avoid intrusion on state prerogatives and afford protection to the proper governing authorities of the states. by *Bragg.

The Speaker referred House Joint Resolution No. 224 to the Judiciary Committee.

House Joint Resolution No. 0225 -- Memorials, Sports -- Congratulates Cookeville High School boys' basketball team on winning District 7 AAA championship. by *Henry Dwight.

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The Speaker referred House Joint Resolution No. 225 to the Calendar and Rules Committee.

House Joint Resolution No. 0226 -- General Assembly, Studies -- Creates special joint committee to study employment agencies for temporary services and contract employers and role in workplace. by *Turner C, *Givens, *DeBerry, *Ellis, *Kernell.

The Speaker referred House Joint Resolution No. 226 to the Labor and Consumer Affairs Committee.

**SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)**

Senate Joint Resolution No. 0174 -- Memorials, Sports -- Congratulates Germantown High School freshmen cheerleaders on capturing national cheerleading title in junior high division.

The Speaker referred Senate Joint Resolution No. 174 to the Calendar and Rules Committee.

INTRODUCTION OF BILLS

House Bill No. 1476 -- School Districts, Special -- Provides for bond issue of \$6,600,000 by Franklin Special School District. by *Callicott.

Passed first consideration.

House Bill No. 1477 -- Wayne County -- Levies severance tax on pulpwood. by *McDaniel.

Passed first consideration.

House Bill No. 1478 -- Taxes, Motor Vehicle -- Authorizes wheel tax levy as a flat rate per vehicle, a percentage of value as a flat rate per weight, or as a rate applied to any reasonable classification. Amends TCA 5-8-102. by *Bragg.

Passed first consideration.

House Bill No. 1479 -- Baxter -- Revises charter provisions relative to term of office of the mayor, aldermen and town recorder. Amends Chapter 35, Private Acts of 1915, as amended. by *Henry Dwight.

Passed first consideration.

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SENATE BILLS ON FIRST CONSIDERATION

Senate Bill No. 0073 -- Probate Law -- Permits probate court clerk to issue summons to guardians by certified mail. Amends TCA 34-3-405.

Held on the Clerk's desk pending third consideration of companion House Bill No. 697.

Senate Bill No. 0089 -- Jails, Local Lock-ups -- Creates a misdemeanor jail review committee; establishes duties and responsibilities. Amends TCA, Title 41, Ch. 2, Pt. 1; Title 41, Ch. 3, Pt. 1.

Held on the Clerk's desk pending third consideration of companion House Bill No. 428.

Senate Bill No. 0215 -- County Government -- Permits members of local legislative bodies employed by local governments to vote on matters affecting them. Same as *SB 526. Amends TCA, Title 12, Ch. 4.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1376.

Senate Bill No. 0373 -- Hospitals and Health Care Facilities -- Increases membership of board for licensing health care facilities. Amends TCA 68-11-203.

Held on the Clerk's desk pending third consideration of companion House Bill No. 857.

Senate Bill No. 0378 -- Aircraft and Airports -- Revises apportionment formula for certain air carriers under excise and franchise taxes. Amends TCA, Title 67, Ch. 4, Pt. 8, 67-4-812, 814; Title 67, Ch. 4, Pt. 9, 67-4-911, 912.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1049.

Senate Bill No. 0385 -- Drugs -- Requires confiscation hearing under drug law to be held within 30 days of date claim is filed. Amends TCA, Title 53, Ch. 11.

Held on the Clerk's desk pending third consideration of companion House Bill No. 375.

Senate Bill No. 0395 -- Alcoholic Beverages -- Increases certain penalties for contraband alcohol. Amends TCA, Title 57.

Held on the Clerk's desk pending third consideration of companion House Bill No. 125.

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Senate Bill No. 0423 -- Handicapped Persons -- Revises penalties for unauthorized parking in spaces reserved for handicapped persons. Amends TCA 55-21-108.

Held on the Clerk's desk pending third consideration of companion House Bill No. 960.

Senate Bill No. 0499 -- Children, Employment of -- Restricts number of hours of employment for minors attending school. Amends TCA 50-5-105.

Held on the Clerk's desk pending third consideration of companion House Bill No. 365.

Senate Bill No. 0518 -- District Attorneys -- Increases number of assistant district attorney general positions in second judicial district. Amends TCA, Title 16, Ch. 2, Pt. 5.

Held on the Clerk's desk pending third consideration of companion House Bill No. 905.

Senate Bill No. 0535 -- Taxes, Inheritance Gift -- Enacts "Payment of Transfer Taxes in Kind Act". Amends TCA 67-1-1802; Title 67, Ch. 8.

Held on the Clerk's desk pending third consideration of companion House Bill No. 893.

Senate Bill No. 0552 -- Highway Signs -- Provides for signs for LeBonheur Children's Medical Center.

Held on the Clerk's desk pending third consideration of companion House Bill No. 585.

Senate Bill No. 0653 -- District Attorneys -- Revises compensation schedule for assistant district attorneys general. Amends TCA 8-7-201.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1219.

Senate Bill No. 0724 -- Banks and Financial Institutions -- Adds community development corporations to list of approved statutory investments for state banks. Amends TCA 45-2-607.

Held on the Clerk's desk pending third consideration of companion House Bill No. 928.

Senate Bill No. 0747 -- Education -- Enacts the "Parent-Teacher Partnership Act of 1989". Amends TCA, Title 49, Ch. 6.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1132.

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Senate Bill No. 0772 -- Education -- Revises eligibility requirements for education scholarships for dependents of certain members of armed services. Amends TCA 49-7-102.

Held on the Clerk's desk pending third consideration of companion House Bill No. 359.

Senate Bill No. 0777 -- Corporations -- Revises limitations on transfer of shares in professional corporation. Amends TCA 48-3-405.

Held on the Clerk's desk pending third consideration of companion House Bill No. 795.

Senate Bill No. 0780 -- Custody and Support -- Clarifies venue for enforcement and modification of child support orders under certain circumstances. Amends TCA 36-5-101, 103.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1183.

Senate Bill No. 0823 -- Deeds -- Requires certain persons to record all conveyances of land. Amends TCA, Title 66, Ch. 24, Pt. 1.

Held on the Clerk's desk pending third consideration of companion House Bill No. 424.

Senate Bill No. 0861 -- Juries and Jurors -- Adds law enforcement officers and court employees to list of occupations exempt from jury service. Amends TCA 22-1-103.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1181.

Senate Bill No. 0872 -- Pardons and Paroles -- Revises certain parole procedures. Amends TCA, Title 40, Chs. 28, 29, 34, 35; Title 41, Ch. 1.

Held on the Clerk's desk pending third consideration of companion House Bill No. 301.

Senate Bill No. 0985 -- Paternity -- Authorizes legitimation procedure if father is deceased. Amends TCA 36-2-201.

Held on the Clerk's desk pending third consideration of companion House Bill No. 437.

Senate Bill No. 1066 -- Judges and Chancellors -- Provides method for declaring certain judges and chancellors to be disabled and to appoint special judge during period of disability. Amends TCA 17-2-116.

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Held on the Clerk's desk pending third consideration of companion House Bill No. 1383.

Senate Bill No. 1067 -- Judicial Officers -- Authorizes the judicial council to employ staff sufficient for its reporting and statistical duties. Amends TCA 16-21-106.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1384.

Senate Bill No. 1132 -- Motor Vehicles, Titling and Registration -- Revises requirements for motor vehicle certificates of title under certain circumstances. Amends TCA, Title 55, Ch. 3.

Held on the Clerk's desk pending third consideration of companion House Bill No. 656.

Senate Bill No. 1159 -- Highway Signs -- Names bridge at junction of Highways 321 and 67 in Carter County "Ray Lowe, Jr. Bridge".

Held on the Clerk's desk pending third consideration of companion House Bill No. 528.

Senate Bill No. 1326 -- Criminal Offenses -- Clarifies law relative to the fraudulent appropriation of rented or leased property. Amends TCA, Title 39, Ch. 3, Pt. 11.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1063.

Senate Bill No. 1328 -- Courts -- Extends deadline by which judicial council must devise weighted caseload formula. Amends TCA, Title 16, Ch. 2, Pt. 5.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1127.

Senate Bill No. 1330 -- Paternity -- Allows court to enter order of protection if alleged father threatens or harms paternity petitioner. Amends TCA 36-2-103.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1184.

Senate Bill No. 1378 -- Motor Vehicles, Titling and Registration -- Reduces fee on Pearl Harbor survivor license plates. Amends TCA 55-4-238.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1310.

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REPORTS FROM STANDING COMMITTEES

AGRICULTURE

April 4, 1989

We further recommend that, pursuant to Rule No. 72, House Bill(s) No(s). 1264 and 1405 be referred to the Finance, Ways and Means Committee.

STALLINGS, Chairman.

Pursuant to Rule No. 72, the Speaker referred House Bill(s) No(s). 1264 and 1405 to the Finance, Ways and Means Committee.

COMMERCE

April 4, 1989

MR. SPEAKER: Your Commerce Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 355 (as amended), 795, 911, 923 (as amended), 1001 (as amended), 1062, 1063 and 1318 (as amended).

We further recommend that, pursuant to Rule No. 72, House Bill(s) No(s). 1049 (as amended), 1097 (as amended) and 1283 be referred to the Finance, Ways and Means Committee.

RHINEHART, Chairman.

Under the rules, House Bill(s) No(s). 355 (as amended), 795, 911, 923 (as amended), 1001 (as amended), 1062, 1063 and 1318 (as amended); was/were transmitted to the Calendar and Rules Committee.

Pursuant to Rule No. 72, the Speaker referred House Bill(s) No(s). 1049 (as amended), 1097 (as amended) and 1283 to the Finance, Ways and Means Committee.

EDUCATION

April 4, 1989

MR. SPEAKER: Your Education Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 359, 460 (as amended), 1198 (as amended), 1218, 1378, 1380 and 1389; for adoption: House Joint Resolution(s) No(s). 27 and 89.

We further recommend that, pursuant to Rule No. 72, House Bill(s) No(s). 48 be referred to the Finance, Ways and Means Committee.

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We further report that the following was/were considered but failed to pass: House Bill No. 537.

DAVIDSON, Chairman.

Under the rules, House Bill(s) No(s). 359, 460 (as amended), 1198 (as amended), 1218, 1378, 1380 and 1389; and House Joint Resolution(s) No(s). 27 and 89; was/were transmitted to the Calendar and Rules Committee.

Pursuant to Rule No. 72 the Speaker referred House Bill(s) No(s). 48 to the Finance, Ways and Means Committee.

FINANCE, WAYS AND MEANS

April 4, 1989

MR. SPEAKER: Your Finance, Ways and Means Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 93, 256, 340 (as amended), 459, 463, 466, 468, 550, 572 (as amended), 595, 790 (as amended), 791 (as amended), 1065 (as amended), 1203 (as amended), 1305 (as amended) and 1404.

We further report that the following was/were considered but failed to pass: House Bill(s) No(s). 1235.

BRAGG, Chairman.

Under the rules, House Bill(s) No(s). 93, 256, 340 (as amended), 459, 463, 466, 468, 550, 572 (as amended), 595, 790 (as amended), 791 (as amended), 1065 (as amended), 1203 (as amended), 1305 (as amended) and 1404; was/were transmitted to the Calendar and Rules Committee.

GOVERNMENT OPERATIONS

April 4, 1989

MR. SPEAKER: Your Government Operations Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 31 (as amended), 42 (as amended), 207 (as amended), 219 (as amended) and 226 (as amended).

KING, Chairman.

Under the rules, House Bill(s) No(s). 31 (as amended), 42 (as amended), 207 (as amended), 219 (as amended) and 226 (as amended); was/were transmitted to the Calendar and Rules Committee.

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JUDICIARY
April 4, 1989

MR. SPEAKER: Your Judiciary Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 991 (as amended), 993, 1033 (as amended), 1137 and 1304 (as amended); for adoption: House Resolution(s) No(s). 9 and 10.

We further recommend that, pursuant to Rule No. 72, House Bill(s) No(s). 348 (as amended), 1027 and 1111 be referred to the Finance, Ways and Means Committee.

We further report that the following was/were considered but failed to pass: House Bill No. 1031.

BUCK, Chairman.

Under the rules, House Bill(s) No(s). 991 (as amended), 993, 1033 (as amended), 1137 and 1304 (as amended) and House Resolution(s) No(s). 9 and 10; was/were transmitted to the Calendar and Rules Committee.

Pursuant to Rule No. 72, the Speaker referred House Bill(s) No(s). 348 (as amended), 1027 and 1111 to the Finance, Ways and Means Committee.

STATE AND LOCAL GOVERNMENT
April 4, 1989

MR. SPEAKER: Your State and Local Government Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 658, 683 (as amended), 829 (as amended), 985, 1110 (as amended), 1138 (as amended), 1150 (as amended), 1202, 1211, 1376 and 1387.

We further recommend that, pursuant to Rule No. 72, House Bill(s) No(s). 272, 1364 and 1367 be referred to the Finance, Ways and Means Committee.

MILLER, Chairman.

Under the rules, House Bill(s) No(s). 658, 683 (as amended), 829 (as amended), 985, 1110 (as amended), 1138 (as amended), 1150 (as amended), 1202, 1211, 1376 and 1387; was/were transmitted to the Calendar and Rules Committee.

Pursuant to Rule No. 72, the Speaker referred House Bill(s) No(s). 272, 1364 and 1367 to the Finance, Ways and Means Committee.

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TRANSPORTATION
April 4, 1989

MR. SPEAKER: Your Transportation Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) House Bill(s) No(s). 280 (as amended) and 1230; for adoption: House Joint Resolution(s) No(s). 113.

We further report that the following was/were considered but failed to pass: House Bill No. 868.

ROBINSON, Chairman.

Under the rules, House Bill(s) No(s). 280 (as amended) and 1230; and House Joint Resolution(s) No(s). 113 was/were transmitted to the Calendar and Rules Committee.

CONSERVATION AND ENVIRONMENT
April 5, 1989

MR. SPEAKER: Your Conservation and Environment Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 1068, (as amended), 1279 (as amended) and 1334.

HILLIS, Chairman.

Under the rules, House Bill(s) No(s). 1068 (as amended), 1279 (as amended), and 1334; was/were transmitted to the Calendar and Rules Committee.

GENERAL WELFARE
April 5, 1989

MR. SPEAKER: Your General Welfare Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 820 and 1315; for adoption: House Joint Resolution(s) No(s). 82.

STARNES, Chairman.

Under the rules, House Bill(s) No(s). 820 and 1315; and House Joint Resolution(s) No(s). 82; was/were transmitted to the Calendar and Rules Committee.

LABOR AND CONSUMER AFFAIRS
April 5, 1989

MR. SPEAKER: Your Labor and Consumer Affairs Committee begs leave to report that we have carefully considered and recommend for

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passage: House Bill(s) No(s). 198, 325 (as amended), 486 (as amended), 497, 642 (as amended), 663, 800 (as amended), 896 (as amended), 1013, 1140, 1172 and 1333.

ELLIS, Chairman.

Under the rules, House Bill(s) No(s). 198, 325 (as amended), 486 (as amended), 497, 642 (as amended), 663, 800 (as amended), 896 (as amended), 1013, 1140, 1172 and 1333; was/were transmitted to the Calendar and Rules Committee.

MESSAGE FROM THE GOVERNOR

April 5, 1989

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bill(s) No(s). 149, 191, 429, 637, 900, 1039, 1042 and 1446; and House Joint Resolution(s) No(s). 152, 156, 157, 159, 160, 162, 164, 168, 171 and 179, with his approval.

DAVID H. WELLES,
Counsel to the Governor.

MESSAGE FROM THE SENATE

April 5, 1989

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 387, 390, 458, 635, 691, 987, 1459, 1460, 1461 and 1462; and House Joint Resolution(s) No(s). 183, 186, 188, 189, 193, 203 and 204; signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

April 5, 1989

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 14, 74, 110, 521, 555 and 717; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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REPORT OF CHIEF ENGROSSING CLERK
April 5, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bill(s) No(s). 387, 390, 458, 635, 691, 987, 1459, 1460, 1461 and 1462; and House Joint Resolution(s) No(s). 183, 186, 188, 189, 193, 203 and 204; for his action.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

SIGNED
April 5, 1989

The Speaker announced that he had signed the following: Senate Bill(s) No(s). 14, 74, 110, 521, 555 and 717.

ENGROSSED BILLS
April 5, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 1163; and House Joint Resolution(s) No(s). 227; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

ENGROSSED BILLS
April 5, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 475, 1018 and 1050; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE
April 5, 1989

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 194; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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ENGROSSED BILLS

April 5, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 932, 970 and 1126; and House Joint Resolution(s) No(s). 231; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

ENGROSSED BILLS

April 5, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Joint Resolution(s) No(s). 232; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

April 5, 1989

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 210 and 227; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

April 5, 1989

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1208 and 1465; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENGROSSED BILLS

April 5, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Joint Resolution(s) No(s).

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211; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE
April 5, 1989

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1452; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE
April 5, 1989

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 335, 368, 811 and 1457; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE
April 5, 1989

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 286; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE
April 5, 1989

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 85, 87, 369, 372, 820, 1081, 1182 and 1493; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

*Senate Bill No. 0085 -- Drivers' Licenses -- Eliminates oath requirement for driver's license application. Amends TCA, Title 55, Ch. 7.

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***Senate Bill No. 0087 -- Criminal Offenses --** Requires return of confiscated firearm to defendant in misdemeanor case who completes pretrial diversion program. Amends TCA, Title 39, Ch. 6, Pt. 17.

***Senate Bill No. 0369 -- Drug and Alcohol Rehabilitation --** Establishes a comprehensive, culturally relevant, drug and alcohol abuse prevention, pilot program for minority community. Amends TCA, Titles 33, 68.

Senate Bill No. 0372 -- Medicare and Medicaid -- Increases the uncompensated value of resources for the determination of eligibility to receive medical assistance. Amends TCA 71-5-106.

***Senate Bill No. 0620 -- Loan Companies --** Revises maximum effective interest rate and service charge on loans; revises manner in which service charge is imposed and refunds calculated on certain loans. Amends TCA 45-5-301, 45-5-401--403.

Senate Bill No. 1081 -- Partnerships -- Revises provisions of limited partnership law. Amends TCA, Title 61, Ch. 2, Pt. 1.

Senate Bill No. 1182 -- Custody and Support -- Creates procedure for implementation of federal child support guidelines. Amends TCA, Title 36, Chs. 2, 5; Title 37, Ch. 1, Pt. 1; Title 39, Ch. 4, Pt. 1.

Senate Bill No. 1493 -- Lauderdale County -- Authorizes General Hospital District to operate long-term care facility or nursing home. Amends Chapter 190, Private Acts of 1961, as amended.

MESSAGE FROM THE SENATE

April 5, 1989

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 186 and 187; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Senate Joint Resolution No. 0186 -- Memorials, Personal Occasion -- Congratulates Mr. and Mrs. Claude Lombardino on the birth of their son Joshua Eugene Lombardino.

Senate Joint Resolution No. 0187 -- Memorials, Personal Occasion -- Congratulates Mr. and Mrs. Percy H. Harvey on their infant daughter, Nicole Elizabeth Prater Harvey.

REPORT OF COMMITTEE ON CALENDAR AND RULES

April 4, 1989

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar

WEDNESDAY, APRIL 5, 1989 -- TWENTY-NINTH LEGISLATIVE DAY

for Monday, April 10, 1989: House Bill(s) No(s). 1162, 1225, 155, 1284, 588, 591, 592, 928 and 1131.

PHILLIPS, Chairman.

**REPORT OF COMMITTEE ON CALENDAR AND RULES
CONSENT CALENDAR
April 4, 1989**

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bill(s) and/or resolution(s) on the Consent Calendar for Monday, April 10, 1989: House Bill(s) No(s). 578, 589, 1447, 528 and 905.

PHILLIPS, Chairman.

**REPORT OF COMMITTEE ON CALENDAR AND RULES
April 4, 1989**

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Wednesday, April 12, 1989: House Bill(s) No(s). 1177, 523, 997, 779, 716, 266, 1007 and 1210.

PHILLIPS, Chairman.

**REPORT OF COMMITTEE ON CALENDAR AND RULES
CONSENT CALENDAR
April 5, 1989**

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bill(s) and/or resolution(s) on the Consent Calendar for Monday, April 10, 1989: House Bill(s) No(s). 696, 297 and 1321.

PHILLIPS, Chairman.

**REPORT OF COMMITTEE ON CALENDAR AND RULES
April 5, 1989**

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Wednesday, April 12, 1989: House Bill(s) No(s). 298, 299, 415 and 752.

PHILLIPS, Chairman.

WEDNESDAY, APRIL 5, 1989 -- TWENTY-NINTH LEGISLATIVE DAY

REPORT OF COMMITTEE ON CALENDAR AND RULES
CONSENT CALENDAR
April 5, 1989

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bill(s) and/or resolution(s) on the Consent Calendar for Thursday, April 6, 1989: House Joint Resolution(s) No(s). 209, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223 and 225; and Senate Joint Resolution(s) No(s). 174.

PHILLIPS, Chairman.

ROLL CALL

The roll call was taken with the following results:

Present 97

Representatives present were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

On motion of Rep. Naifeh, the House adjourned until 9:00 a.m., Thursday, April 6, 1989.